IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 2ND MAY 2007 / 12TH VAISAKHA 1929

Bail Appl..No. 2617 of 2007()

CMP.2066/2007 of J.M.F.C., ADOOR
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(CRIME NO.1 OF 2007 OF KODUMON POLICE STATION)

PETITIONER/ACCUSED NO.1:

VINOD KUMAR, S/O. THANKAPPAN NAIR,
VINODSADANAM, VETTIPPURAM MURI,
PATHANAMTHITTA VILLAGE.

BY ADV. SRI.M.T.SURESHKUMAR
SRI.V.V.RAJA

RESPONDENT: COMPLAINANT:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SMT. MEERA.K.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 2617 OF 2007

DATED: 2-5-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the sole accused in Crime No. 1 of 2007 of Kudumon Police Station for an offence punishable under sec. 55 (a) of the Abkari Act for allegedly having been found in possession of 140 litres of spirit seeks his enlargement on bail. The petitioner was arrested on 23-3-2007.

2. The learned Public Prosecutor opposed the application.

3. It is too early to accept the petitioner's contention that he has been falsely implicated in the case. Moreover, I am not satisfied that both the grounds enumerated under sec.41A (b)(ii) of the Abkari Act are present in this case so as to justify his release on bail.

With the above observation this Application is dismissed.

V.RAMKUMAR, JUDGE.

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